

FILED
MAR 26 PM 3:47
CHANDLER JUDICIAL COURT
CLERK OF COURT

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JOHN GUEST USA, INC.

8 UNITED STATES DISTRICT COURT
9 NORTHERN DISTRICT OF CALIFORNIA

10 CV 08

1642

11 CALIFORNIA STATE AUTOMOBILE
ASSOCIATION, INTER-INSURANCE
12 BUREAU,

13 Plaintiff.

14 vs.

15 FRANKE, INC., JOHN GUEST USA, INC.,
and DOES 1 through 50, inclusive,,

16 Defendants.

Case No.

DEFENDANT JOHN GUEST USA,
INC.'S REQUEST FOR JUDICIAL
NOTICE IN SUPPORT OF ITS
NOTICE OF REMOVAL UNDER 28
U.S.C. § 1441 (b) [DIVERSITY OF
CITIZENSHIP]

[Submitted concurrently with JOHN
GUEST USA, INC.'S Notice of Removal
and Declaration of John W. Shaw]

Complaint Filed: March 10, 2008

19 Defendant JOHN GUEST USA, INC. respectfully requests this court to take judicial
20 notice, pursuant to Rules 201 (a), (b), and (d) of the Federal Rules of Evidence that:

21 1. Plaintiff CALIFORNIA STATE AUTOMOBILE ASSOCIATION was
22 incorporated in the State of California and has its principal place of business in the City of
23 San Francisco, State of California pursuant to the California Secretary of State records, a
24 copy of which is attached as Exhibit E to the Declaration of John W. Shaw in support of
25 JOHN GUEST USA, INC.'s Notice of Removal concurrently filed herewith; and

26 2. Defendant FRANKE, INC. is a corporation organized and existing under the
27 laws of the State of Delaware with its principal place of business in the City of North
28 Wales, State of Pennsylvania pursuant to the Pennsylvania Department of State records, a

BY FAX

1 copy of which is attached as Exhibit F to the Declaration of John W. Shaw in support of
2 JOHN GUEST USA, INC.'s Notice of Removal concurrently filed herewith.

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4 Dated: March 25, 2008

SHAW, TERHAR & LaMONTAGNE, LLP

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By: 

John W. Shaw
Attorney for Defendant
JOHN GUEST USA, INC.

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PROOF OF SERVICE
Calif. State Auto. Ass'n, et al. v. Franke, Inc.

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES:

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 707 Wilshire Boulevard, Suite 3060, Los Angeles, California 90017.

On March 26, 2008, I served the within document(s) described as:

DEFENDANT JOHN GUEST USA, INC.'S REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF ITS NOTICE OF REMOVAL UNDER 28 U.S.C. § 1441(B) [DIVERSITY OF CITIZENSHIP]

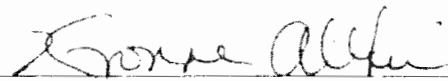
on the interested parties in this action as stated on the attached mailing list.

☒ **BY MAIL:** I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice, it would be deposited with the U.S. Postal Service on that same day, with postage thereon fully prepaid at Los Angeles, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 26, 2008, at Los Angeles, California.

Yvonne Allfie
(Type or print name)


(Signature)

SERVICE LIST
Calif. State Auto. Ass'n, et al. v. Franke, Inc.

<p>Robert E. Wall, Esq. Laura Uddenberg, Esq. Grunsky, Ebey, Farrar & Howell 240 Westgate Drive Watsonville, CA 95076</p> <p>Attorneys for Plaintiffs CALIFORNIA STATE AUTOMOBILE ASSOCIATION, INTER-INSURANCE BUREAU</p>	<p>Telephone: (831) 722-2444 Facsimile: (831) 722-6153</p>
<p>FRANKE, INC. Kitchen Systems Divisio 3050 Campus Drive, Suite 500 Hatfield, PA 19440</p>	